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THE ICON AT PANORAMA, LLC

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

THE ICON AT PANORAMA, LLC,

Plaintiff,

v.

SOUTHWEST REGIONAL COUNCIL
OF CARPENTERS, et al.,

Defendants.

Case No. 2:19-CV-00181-CBM-MRW

Judge: Hon. Consuelo B. Marshall

**NOTICE OF *ERRATA* RE
PLAINTIFF'S OPPOSITION TO
DEFENDANT'S MOTION FOR
SUMMARY OF JUDGMENT**

Date: April 30, 2024

Time: 10:00 a.m.

Dept.: 8D

**TO THE CLERK OF THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA AND DEFENDANTS:**

PLEASE TAKE NOTICE that on April 9, 2024, Plaintiff, The ICON at Panorama, LLC (“Plaintiff”), submitted Plaintiff’s Application for Leave to File Under Seal, Proposed Order Granting Leave to File Under Seal, the Declaration of Timothy Trost in Support of Plaintiff’s Application for Leave to File Under Seal, and the Redacted and Unredacted versions of Plaintiff’s Opposition to Defendant’s Motion for Summary Judgment and Joinder (“Opposition”). Due to extensive and recurring technical difficulties, Plaintiff was not able to e-file further pleadings related to their Opposition. Among other issues, these technical difficulties lead to Plaintiff e-filing the Application for Leave to File Under Seal twice [ECF 374 and ECF 375]. A call was made to the clerk of the court to inform them of the error, and at the suggestion of the clerk, we also contacted Carlos at the ECF Help Desk, who indicated that errors such as this may be caused by browser issues. We informed both the clerk and Carlos that we would be re-filing the Opposition in its entirety.

Plaintiff served Defendant on April 9, 2024 with unredacted copies of Plaintiff’s Opposition to Defendant’s Motion for Summary Judgment and Joinder; Plaintiff’s Statement of Genuine Disputes of Material Fact and Separate Supporting Facts; the Declaration of Timothy Trost in Support of Plaintiff’s Opposition to Defendant’s Motion for Summary Judgment and Joinder and Exhibits 1-121, the Declaration of Eran Fields in Support of Plaintiff’s Opposition to Defendant’s Motion for Summary Judgment and Joinder and Exhibits 1-4, the Declaration of Chris Joseph in Support of Plaintiff’s Opposition to Defendant’s Motion for Summary Judgment and Joinder, the Declaration of William Ruvelson in Support of Plaintiff’s Opposition to Defendant’s Motion for Summary Judgment and Joinder and Exhibits 1-4, the Declaration of Darren Levitt and Exhibits A-I, and the Declaration of Gary Levitt. [ECF No. 380].

1 In order to provide the Court with a clear and complete record of Plaintiff's
 2 Opposition and for the convenience of the Court, Plaintiff has re-filed the
 3 documents that were e-filed yesterday including: Plaintiff's Opposition to
 4 Defendant's Motion for Summary Judgment and Joinder; the Declaration of
 5 William Ruvelson in Support of Plaintiff's Opposition to Defendant's Motion for
 6 Summary Judgment and Joinder and Exhibits; and the Declaration of Eran Fields in
 7 Support of Plaintiff's Opposition to Defendant's Motion for Summary Judgment
 8 and Joinder and Exhibits. Plaintiff has filed additional related documents today,
 9 which due to recurring technical difficulties, could not be filed yesterday. Plaintiff
 10 genuinely regrets any inconvenience this may have caused the Court. The filing of
 11 these documents and this *errata* will not cause any prejudice to Defendant Laborers
 12 International Union of North America, Local 300, Sergio Rascon, Ernesto Pantoja,
 13 Angel Olvera and Smith Engineering Management (collectively "Laborers"), the
 14 Southwestern Regional Council of Carpenters, Alexis Olbrei, Ron Diamant, Daniel
 15 Langford, and Pete Rodriguez (collectively "Carpenters") or SWAPE, LLC
 16 (together "Defendants") as they received copies of all of the unredacted documents
 17 on April 9, 2024. [ECF No. 380].

18 As many of the documents being filed today have been requested to be filed
 19 under seal, we respectfully request the Court to refer to the ECF Docket Nos. 381
 20 through 388, as well as mandatory chambers copies which will be delivered to the
 21 Court.

22 Dated: April 10, 2024

MORRISON & FOERSTER LLP

23 By: /s/ David J. Shaw

24 David J. Shaw

25 *Attorneys for Plaintiff*
 26 THE ICON PANORAMA, LLC
 27
 28

CERTIFICATE OF SERVICE

I hereby certify that on April 10, 2024, the within document was filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to the attorneys of record in the case.

/s/ David J. Shaw
David J. Shaw